

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

:
: - against -
:

JOHN MELICHAREK,
a/k/a "Rocky,"

MICHAEL IUNI,

DOMINICK MEMOLI,
a/k/a "Shakes,"

ANGELO NICOSIA,

LOUIS PIPOLO,

DARDIAN CELAJ,
a/k/a "Danny,"

ENED GJELAJ,

a/k/a "Neddy,"

GJELOSH KRASNIQI,
a/k/a "Jimmy,"

Defendants.

:
: S1 07 Cr. 907 (SAS)
:

:
: **DECLARATION OF**
MARTINE M. BEAMON

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DECLARATION OF MARTINE M. BEAMON IN
SUPPORT OF MOTION BY DEFENDANT DOMINICK MEMOLI

I, MARTINE M. BEAMON, pursuant to 28 U.S.C. § 1746, hereby declare under
penalty of perjury, that:

I am a member of the Bar of this Court and of the firm of Davis Polk & Wardwell
and have been appointed pursuant to the Criminal Justice Act to represent defendant
Dominick Memoli in the above-captioned matter. I respectfully submit this Declaration
in support of Mr. Memoli's motion seeking an Order (1) severing Counts III-VII from the
remainder of the Superseding Indictment or severing Mr. Memoli from the other
defendants pursuant to Rule 8(b) or 14 of the Federal Rules of Criminal Procedure; (2)

directing the Government to comply with Defendants' discovery requests pursuant to Rules 7(f), 16, and 57(b) of the Federal Rules of Criminal Procedure.

1. Attached hereto as Exhibit A is a true and correct copy of the Indictment filed in the instant action, 07 Crim. 907 (SAS) (Docket No. 1).

2. Attached hereto as Exhibit B is a true and correct copy of the Superseding Indictment filed in the instant action, S1 07 Crim. 907 (SAS) (Docket No. 44).

3. Attached hereto as Exhibit C is a true and correct copy of excerpts of the Transcript of Proceeding before the Honorable Shira A. Scheindlin held on October 23, 2007.

4. Attached hereto as Exhibit D is a true and correct copy of excerpts of the Transcript of Proceeding before the Honorable Shira A. Scheindlin held on December 12, 2007.

5. Attached hereto as Exhibit E is a true and correct copy of a letter from Martine Beamon to Assistant United States Attorney Elie Honig dated February 7, 2008.

Dated: New York, New York
February 15, 2008

/s/ Martine M. Beamon

Martine M. Beamon (MB 1687)